

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

H

D

HOUSE BILL 813
PROPOSED COMMITTEE SUBSTITUTE H813-PCS30523-RK-47

Short Title: Ban Synthetic Cannabinoids.

(Public)

Sponsors:

Referred to:

April 11, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE THE MANUFACTURE, POSSESSION, SALE, USE, AND DELIVERY
3 OF ALL SYNTHETIC CANNABINOIDS UNLAWFUL.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 90-94 reads as rewritten:

6 "**§ 90-94. Schedule VI controlled substances.**

7 This schedule includes the controlled substances listed or to be listed by whatever official
8 name, common or usual name, chemical name, or trade name designated. In determining that
9 such substance comes within this schedule, the Commission shall find: no currently accepted
10 medical use in the United States, or a relatively low potential for abuse in terms of risk to
11 public health and potential to produce psychic or physiological dependence liability based upon
12 present medical knowledge, or a need for further and continuing study to develop scientific
13 evidence of its pharmacological effects.

14 The following controlled substances are included in this schedule:

15 (1) Marijuana.

16 (2) Tetrahydrocannabinols.

17 (3) Synthetic cannabinoids. – Any quantity of any synthetic chemical compound
18 that (i) is a cannabinoid receptor agonist and mimics the pharmacological
19 effect of naturally occurring substances or (ii) has a stimulant, depressant, or
20 hallucinogenic effect on the central nervous system ~~Any material,~~
21 ~~compound, mixture, or preparation~~ that is not listed as a controlled substance
22 in Schedule I through V, and is not an FDA-approved drug, drug. Synthetic
23 cannabinoids include, but are not limited to, the substances listed in sub-
24 subdivisions a. through j. of this subdivision and any substance that contains
25 any quantity of the following substances, their salts, isomers (whether
26 optical, positional, or geometric), homologues, and salts of isomers and
27 homologues, unless specifically excepted, whenever the existence of these
28 salts, isomers, homologues, and salts of isomers and homologues is possible
29 within the specific chemical designation: designation. The following
30 substances are examples of synthetic cannabinoids and are not intended to be
31 inclusive of the substances included in this Schedule:

32 ...

33 j. Tetramethylcyclopropanoylindoles. Any compound containing a
34 3-tetramethylcyclopropanoylindole structure with substitution at the
35 nitrogen atom of the indole ring by an alkyl, haloalkyl, cyanoalkyl,
36 alkenyl, cycloalkylmethyl, cycloalkylethyl,



* H 8 1 3 - P C S 3 0 5 2 3 - R K - 4 7 *

1 1-(N-methyl-2-piperidinyl)methyl, 2-(4-morpholinyl)ethyl,
2 1-(N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-3-
3 morpholinyl)methyl, or tetrahydropyranylmethyl group, whether or
4 not further substituted in the indole ring to any extent and whether or
5 not substituted in the tetramethylcyclopropyl ring to any extent.
6 Some trade name or other names: "XLR-11."

7 **SECTION 2.** This act becomes effective July 1, 2013, and applies to offenses
8 committed on or after that date. Prosecutions for offenses committed before the effective date
9 of this act are not abated or affected by this act, and the statutes that would be applicable but for
10 this act remain applicable to those prosecutions.